

**PATENT APPLICATION FEE DETERMINATION RECORD**  
Effective October 1, 2003

Application or Docket Number

10728090

**CLAIMS AS FILED - PART I**

	(Column 1)	(Column 2)
TOTAL CLAIMS	31	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	31 minus 20 =	11
INDEPENDENT CLAIMS	12 minus 3 =	9
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

\* If the difference in column 1 is less than zero, enter "0" in column 2

**CLAIMS AS AMENDED - PART II**

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	31	Minus 31	0
Independent	12	Minus 12	0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY TYPE ☐ OR

OTHER THAN SMALL ENTITY

RATE	FEE	OR	RATE	FEE
BASIC FEE	385.00		BASIC FEE	770.00
XS 9=			XS18=	198.00
X43=			X86=	774.00
+145=			+290=	
TOTAL			TOTAL	1742.00

SMALL ENTITY OR

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
XS 9=			XS18=	
X43=			X86=	
+145=			+290=	
TOTAL ADDIT. FEE			TOTAL ADDIT. FEE	

728.05 (Column 1) DiWm5

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	32	Minus 31	1
Independent	12	Minus 12	0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
XS 9=			XS18=	58.00
X43=			X86=	
+145=			+290=	
TOTAL ADDIT. FEE			TOTAL ADDIT. FEE	58.00

	(Column 1)	(Column 2)	(Column 3)
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total		Minus	
Independent		Minus	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE	OR	RATE	ADDITIONAL FEE
XS 9=			XS18=	
X43=			X86=	
+145=			+290=	
TOTAL ADDIT. FEE			TOTAL ADDIT. FEE	

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.  
 \* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."  
 \* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."  
 The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.



IPW

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/728,090  
Applicant : Giuseppe C. Viscomi et al  
Filed : December 5, 2003  
TC/A.U. : 1614  
Examiner : B. Kifle

Fee  
only

Docket No. : 2965-186  
Customer No. : 06449  
Confirmation No. : 7305

**SUPPLEMENTAL PRELIMINARY AMENDMENT**

Director of the United States Patent  
and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

July 28, 2005

Sir:

Prior to examination on the merits, please amend the above-identified  
application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on  
page 2 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.

FEE VALUE ACCOUNTABILITY	
DEPOSIT ACCOUNT NO.	
02	2/35
FEE CODE	VALUE FURNISHED
602	50 <sup>00</sup>

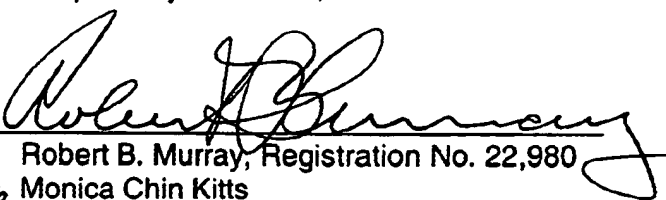

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**Remarks**

The above amendments have been made to more specifically encompass potential commercial embodiments of the present invention. Support for the amendment to claim 1 can be found on page 8, lines 9-11 and 15-19, page 9, lines 2-6, page 10, lines 2-3 and 18-23, and page 11, lines 5-9 of the specification and original claim 2. Support for new claim 32 can be found on page 4, lines 22-24, of the present application which indicates that the polymorphs can be used as pure and homogeneous products in the manufacture of medicinal preparations.

In the event this paper is not considered to be timely filed, the Applicant respectfully petitions for an appropriate extension of time. Any fee for such an extension together with any additional fees that may be due with respect to this paper, may be charged to Counsel's Deposit Account No. 02-2135.

Respectfully submitted,

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